IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.29742 of 2008

Bhulan Nonia @ Bhulan Choudhary, son of Saudagar Nonia @ Saudagar Choudhary, resident of village- Noniadera, P.S. Dumraon, District- Buxar ….. Petitioner

Versus

The State of Bihar …… Opp.Party

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2. 30/09/2008 Heard learned counsel for the petitioner and learned counsel for the State.

Case is under section 47(A) of the Excise Act. It is stated that 40 litres of mahua wine was recovered from the house of the petitioner and he was arrested on the spot.

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Learned counsel for the petitioner submits that the petitioner is a disabled man and therefore, it is difficult for him to remain in custody. Learned counsel for the petitioner submits that since petitioner has been directed by the court below to renew his prayer for bail after six months, petitioner may be given liberty to move the court below again for his early release.

In that view of the matter, this application is dismissed with aforesaid liberty to the petitioner. If he files such an application before the court below, the court

below shall consider the same without being prejudiced by the order of this court.

As prayed for by learned counsel for the petitioner, let this order be communicated to the court below through Fax at the cost of the petitioner.

Pradeep/ **(J. N. Singh, J.)**

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